

LAW OFFICES OF JAMES R. DeVITA, PLLC

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September 5, 2019

BY ECF

Honorable Loretta A. Preska
United States District Judge for the Southern District of New York
United States Courthouse
500 Pearl Street
New York, New York 10007

Re: United States v. Daniel Lynch, 08 Cr. 1051 (LAP)

Dear Judge Preska:

I recently received a letter from the defendant, Daniel Lynch, requesting that I represent him in connection with a *pro se* petition pursuant to 28 U.S.C. § 2255 that he filed with the Court, Docket No. 65. I believe I would be a potential witness with respect to the claims contained in that petition, and that it would therefore be inappropriate for me to represent him. I respectfully request that Your Honor assign other counsel under the Criminal Justice Act to represent Mr. Lynch.

Respectfully submitted,

s/James R. DeVita

James R. DeVita

cc: Shiva H. Logorajah, Esq.
Assistant United States Attorney (by ECF)

Mr. Daniel Lynch, Reg. No. 70583-054 (by mail)

Susan J. Walsh is appointed as Mr. Lynch's attorney in connection with the above referenced matter.

SO ORDERED.

Dated: Sept. 9, 2020

LORETTA A. PRESKA, U.S.D.J.